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October 5, 1995

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VIA HAND DELIVERY

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

EX PARTE

Mr. William F. Caton
Secretary
Federal Communications Commission
1919 M Street, N.W.
Room 222
Washington, D.C. 20554

Re: Ex Parte Presentation


Petition for Rule Making Filed by
Pacific Bell Mobile Services
Regarding a Plan for Sharing
the Costs of Microwave Relocation (RM-8643)

Dear Mr. Caton:

On this date, the attached letter was submitted by Keller and Heckman to Rudolfo Baca, office of Commissioner Quello, in connection with the above-captioned proceeding. Copies were provided to the other Commission officials noted thereon. Pursuant to Section 1.1206(a)(1) of the Commission's Rules, 47 C.F.R. § 1.1206(a)(1), two copies of this letter are being filed herewith.

Should you have any questions, please contact the undersigned.

Sincerely,


John B. Richards

Attachment

No. of Copies rec'd
List ABCDE

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OFFICE OF SECRETARY **EX PARTE**

Re: Ex Parte Presentation

Petition for Rule Making Filed by
Pacific Bell Mobile Services
Regarding a Plan for Sharing
the Costs of Microwave Relocation (RM-8643)

Dear Mr. Caton:

On this date, the following individuals met with Chairman Baca and his staff regarding the above-captioned proceeding:

| | | |
|------------------|--|--|
| Robert M. Gurss | Wilkes, Artis, Hedrick & Lane | Association of Public-Safety Communications Officers-International, Inc. |
| Thomas J. Keller | Verner, Lipfert, Bernhard, McPherson & Hand, Chartered | Association of American Railroads |
| John B. Richards | Keller and Heckman | American Petroleum Institute |

Mr. William F. Caton
October 5, 1995
Page 2

Tom Goode

Attorney

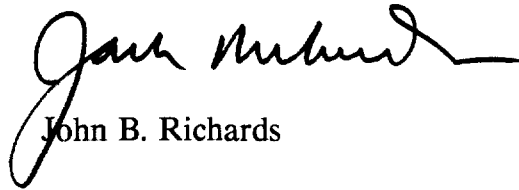
UTC - The
Telecommunications
Association

During our meeting, we discussed our support for the Commission's current 2 GHz microwave relocation rules. We expressed our concern with recent efforts by the PCS industry to undermine the Commission's current relocation plan.

A copy of the attached material was provided to the Chairman and Commission staff and was discussed during the course of our meeting. Two copies are enclosed herewith.

Should you have any questions, please contact the undersigned.

Sincerely,

A handwritten signature in black ink, appearing to read "John B. Richards", with a long horizontal flourish extending to the right.

John B. Richards

Attachment

cc: The Honorable Rudolfo M. Baca

**EX PARTE COMMENTS RE
PACBELL PETITION (RM-8643)**

*** * ***

AMERICAN PETROLEUM INSTITUTE

ASSOCIATION OF AMERICAN RAILROADS

**ASSOCIATION OF PUBLIC SAFETY COMMUNICATIONS
OFFICERS-INTERNATIONAL, INC.**

UTC-THE TELECOMMUNICATIONS ASSOCIATION

*** * ***

- 1. The PacBell Petition proposes cost-sharing with a cap on reimbursement. We support cost-sharing and oppose the cap.**
 - Cost-sharing would facilitate system-wide relocations.**
 - A cap would artificially constrain voluntary negotiations.**
 - A broad rulemaking raising issues beyond cost-sharing would create uncertainty and delay negotiations.**
- 2. The voluntary negotiations have only just begun, and they are working.**
 - Microwaving licensees are not "gouging" PCS licensees.**
 - A voluntary negotiation period is required to protect the operations of the Nation's utilities, oil and gas pipeline companies, railroads and public safety agencies.**
 - Some relocations already have been concluded, and the A and B PCS Blocks already have been auctioned.**
 - The PCS/microwave relocation scheme is fair to both new technology proponents and incumbents and should be preserved.**